

Absent—Excused

Hardin	Nelson
Head	Small
Martin	Spears

The Senate, accordingly, at 11:50 o'clock a. m., adjourned until 10:00 o'clock a. m. Monday, March 13, 1939.

APPENDIX

Reports of Committee on Enrolled Bills

Austin, Texas,
March 9, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 159 carefully examined, compared and read, and find same correctly enrolled.

STONE of Galveston,
Chairman.

Austin, Texas,
March 9, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 198 carefully examined, compared and read, and find same correctly enrolled.

STONE of Galveston,
Chairman.

Austin, Texas,
March 9, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 129 carefully examined, compared and read, and find same correctly enrolled.

STONE of Galveston,
Chairman.

Austin, Texas,
March 9, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 21 carefully examined, compared and read, and find same correctly enrolled.

STONE of Galveston,
Chairman.

THIRTY-FIFTH DAY

(Monday, March 13, 1939)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Stevenson.

The roll was called, and the following Senators were present:

Aikin	Moore
Beck	Nelson
Brownlee	Pace
Burns	Redditt
Collie	Roberts
Cotten	Shivers
Graves	Small
Hardin	Spears
Head	Stone
Hill	of Galveston
Isbell	Stone
Kelley	of Washington
Lanning	Sulak
Lemens	Van Zandt
Martin	Weinert
Metcalfe	Winfield
Moffett	

A quorum was announced present.

The invocation was offered by the Chaplain.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Friday, March 10, 1939, was dispensed with and the Journal was approved.

Reports of Standing Committees

Senator Burns submitted the following report of the Committee on Penitentiaries:

Austin, Texas,
March 9, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Penitentiaries, to whom was referred

H. C. R. No. 32, with reference to investigation of the Prison System,

Have had the same under consideration and report the same back to the Committee with the recommendation that it do pass and be not printed.

BURNS, Chairman.

Senator Spears submitted the following report of the Committee on Criminal Jurisprudence:

Austin, Texas,
March 6, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Criminal Jurisprudence Committee, to whom was referred.

S. B. No. 230, A bill to be entitled "An Act providing that if any Judge of the Supreme Court, of the Court of Criminal Appeals, or of any Court of Civil Appeals, or any District Court in this State shall request, recommend to, or endorse any person for any position or office in this State the salary of which is paid in whole or in part by the State, to the person or officer charged with the duty of filling such position or office, he shall be deemed and held to be guilty of a misdemeanor and upon conviction be punished by a fine not to exceed One Thousand Dollars (\$1,000.00) and shall be removed from office, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SPEARS, Chairman.

Senate Bill on First Reading

Senator Weinert moved that the rule relative to the introduction of general bills after the first 60 days of the Regular Session of the Legislature be suspended to permit the introduction of a general bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Beck	Nelson
Brownlee	Pace
Burns	Redditt
Collie	Roberts
Cotten	Small
Graves	Spears
Hardin	Stone
Head	of Galveston
Hill	Stone
Isbell	of Washington
Kelley	Sulak
Lanning	Van Zandt
Martin	Weinert
Metcalfe	Winfield
Moffett	

Absent

Lemens

Shivers

The following bill then was introduced, read first time, and referred to the Committee on State Affairs:

By Senator Weinert:

S. B. No. 398, A bill to be entitled "An Act providing that all independent school districts in this State, whether created by general or special law or laws, having a tax rate of less than One Dollar (\$1.00) upon each One Hundred Dollar (\$100.00) taxable valuation of property, subject to taxation in such district, may be authorized by a majority vote of the qualified taxpaying voters of said district, to levy and collect an annual tax not to exceed in any one year One (\$1.00) Dollar on the One Hundred (\$100.00) Dollars valuation of taxable property in said district; repealing all laws and parts of laws in conflict herewith, both general and special, and declaring an emergency."

Senate Resolution 36

Senator Winfield offered the following resolution:

Whereas, The President Pro Tem. of the Senate, Weaver Moore of Harris County, is today celebrating the anniversary of his birth, and

Whereas, This Senate has on occasions taken notice of birthdays of the State's celebrities, and

Whereas, the Senator from Harris is an outstanding citizen of this State, therefore, be it

Resolved by the Senate, That the Senator from Harris be congratulated on reaching another milestone in his journey through life, and the good wishes of the Senate be extended to him and he be cautioned he is just one year nearer the grave.

The resolution was read; and by unanimous consent, it was considered at this time and was adopted.

Senate Bill No. 171 Re-referred

On motion of Senator Spears, S. B. No. 171 was re-referred from the Committee on Labor to the Committee on Finance.

House Concurrent Resolution 32

On motion of Senator Burns and by unanimous consent, the regular

order of business was suspended, to take up for consideration at this time the following resolution:

H. C. R. No. 32, Providing for a committee to investigate the Prison System.

The President laid the resolution before the Senate, it was read and was adopted.

Senate Resolution No. 37

Senator Metcalfe offered the following resolution:

Whereas, The Honorable Walter C. Woodward served in the Senate of Texas from the Twenty-fifth District for ten years with great distinction, not only to the District but to the State as a whole; and

Whereas, The Governor of Texas has appointed Senator Woodward as Chairman of the Life Insurance Commission, and this Senate confirmed said appointment with much enthusiasm; and

Whereas, On this date Senator Woodward is to be inducted into office by taking the oath prescribed therefor, and in view of his long service as a member of the Senate, it is appropriate that when he takes his oath that he do so in the presence of the body with which he served so long and faithfully; now, therefore, be it

Resolved, That the Senate stand at ease at 11:30 o'clock today for the purpose of permitting Senator Woodward to be sworn in as Chairman of the Life Insurance Commission.

The resolution was read; and on motion of Senator Metcalfe and by unanimous consent, it was considered at this time and was adopted.

House Concurrent Resolutions 55 and 56 Adopted

The following resolutions received from the House on Friday, March 10, 1939, were laid before the Senate, read severally first time; and by unanimous consent, they were considered at this time and severally adopted:

H. C. R. No. 55, Instructing the Enrolling Clerk of the House to insert the word "may" between the words "and" and "continue" in line 9, page 3, in H. B. No. 341.

H. C. R. No. 56, Authorizing Enrolling Clerk to amend caption of H. B. No. 348 so as to make it conform to the body of the bill.

Message from the House

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,
Austin, Texas, March 13, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a Conference Committee to consider the differences between the two Houses on Senate Joint Resolution No. 6. The following are conferees on the part of the House:

Heflin, Mrs. Gordon, Keith, Little, Monkhouse.

The House has passed the following bills:

H. B. No. 57, A bill to be entitled "An Act granting permission to Victor Alexander Surber to bring suit against the State of Texas and/or Highway Department in a court of competent jurisdiction, for damages for personal injuries received by him while on duty in the employ of the Highway Department of the State of Texas, and which injuries are alleged to have produced damages to the said Victor Alexander Surber; providing that any judgment so recovered to be paid out of the funds of the Highway Department of the State of Texas; providing that if any provisions of this Act shall be invalid, the validity of the other provisions thereof shall not be affected, and declaring an emergency."

H. B. No. 60, A bill to be entitled "An Act to amend Article 2687, Revised Civil Statutes of Texas, 1925, prescribing the time of meeting of the County Board of School Trustees in counties containing a population of not less than thirty thousand, two hundred eighty-five (30,285) and not more than thirty thousand, two hundred ninety-one (30,291) according to the last Federal Census; providing the amount of compensation; providing for payment of such compensation

out of the State and County Available School Fund; providing that this Act shall be cumulative of all existing laws on this subject but further providing that this Act shall apply where in conflict therewith, and declaring an emergency."

H. B. No. 80, A bill to be entitled "An Act to provide for and create a city-county health unit in any county containing an incorporated city having a population of not less than ninety thousand (90,000) inhabitants nor more than one hundred twenty thousand (120,000) inhabitants and to provide that the Commissioners' Court of said county and the City Council of said city may cooperate in forming a city-county health unit and combine the health units of each political subdivision for such purpose and appropriate funds to the combined health unit in such proportion as may be agreed to between the Commissioners' Court and the City Council; said health unit to be under the direction and supervision of the City-County Board of Health; and providing for the election and/or appointment of members of said city-county health unit; and providing for the qualifications of the members of the said city-county health unit; and for their terms of office; and providing for the operation of said city-county health unit and for funds for the operation thereof; providing that a Director shall be appointed to actively manage the operation of the health unit under the supervision of the City-County Board of Health; providing that the Commissioners' Court and the City Council shall determine the number of employees to constitute the health unit and the salaries of such employees."

H. B. No. 193, A bill to be entitled "An Act authorizing the Commissioners' Court in each County in this State having a population of not less than twelve thousand seven hundred (12,700) nor more than twelve thousand nine hundred (12,900), according to the last preceding Federal Census, to allow each County Commissioner certain expenses for traveling and in connection with the use of his automobile on official business only and/or in overseeing the construction work on public roads of the County; requiring each such Commissioner to pay the expense of operation and repair of such vehicle so

used by him without any further expense whatsoever to the County; and declaring an emergency."

H. B. No. 825, A bill to be entitled "An Act validating any orders and proceedings directed toward the issuance of bonds for Justice Precinct No. 5 of Falls County, and declaring an emergency."

H. B. No. 804, A bill to be entitled "An Act making it unlawful for any person to hunt, trap, kill or attempt to kill by any means whatsoever, any wild turkey, Chachalaca or wild Mexican pheasant in the Counties of Comal and Guadalupe for a period of four (4) years; providing a penalty; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 807, A bill to be entitled "An Act ratifying, confirming, and validating all acts of County Boards of Trustees in ordering an election for the purpose of laying out, establishing, combining, abolishing, or charging any independent or common school districts, and all elections held in any county in this State for the purpose of laying out, establishing, combining, abolishing, or changing any such independent or common school districts; and ratifying, confirming and validating an election of any independent school district held for the purpose of authorizing the issuance of bonds and levying a tax for the payment of said bonds where there has been in the election proceedings of such election in the petition for election, order of the School Board for such election, notice of election and order declaring the results thereof certain errors and irregularities; providing that this Act shall not affect districts which may be involved in litigation at the effective date of this Act, and declaring an emergency."

H. B. No. 802, A bill to be entitled "An Act validating proceedings heretofore had by certain cities in Texas, other than home-rule cities, for the issuance of revenue bonds and ad valorem tax bonds for the purpose of procuring funds to construct waterworks and sewer systems for such cities, validating the bonds to be issued pursuant to such proceedings and the indentures executed and to be executed as security for such bonds, authorizing the adoption of

the proceedings necessary to complete the issuance of such bonds, validating proceedings had in the incorporation of such cities, providing the manner in which the assessed valuation of taxable property may be determined in such of said cities as have not heretofore levied taxes, repealing all conflicting Acts, and declaring an emergency."

H. B. No. 742, A bill to be entitled "An Act changing the name of the State Juvenile Training School to be hereafter known as the Gatesville State School for Boys."

H. B. No. 830, A bill to be entitled "An Act to validate, ratify, approve, confirm, and declare enforceable all levies and assessments of ad valorem taxes heretofore made by County Line Independent School Districts, partly situated in three (3) counties, the supervision of said school being located in counties having a population not less than seventeen thousand (17,000) nor more than seventeen thousand, five hundred (17,500) as shown by the last preceding Federal Census, not in excess of a limit now provided by law. Such levies validated are the same as are now on record in the Auditor's Division of the State Department of Education. Such levies and assessments are void or unenforceable because the same were made and adopted by resolution, motion, or other informal action, and because of the failure of the governing body of such districts to appoint the proper and statutory Board of Equalization; and which are insufficient and void, or unenforceable on account of technical irregularities in the manner of preparing the books and reports of assessors assessing such property; and all equalizations of said valuations of such property for taxation purposes made by the Boards of Equalization acting for any such school districts, which are irregular or insufficient because the reports of such equalizations were adopted and accepted orally, or by other informal action; and the acts of making such equalization were made orally or informally, or in incomplete form; providing this Act shall not affect suits pending at the time same becomes effective; and further providing that this Act shall not validate any valuation placed upon property by any Board of Equalization or any tax assessor where such property has been

valued in excess of its reasonable cash market value, or where such property has been discriminated against as to value or placed upon the rolls at a higher value than property of like kind and character, or at a greater percentage of its value than other property assessed for taxation; repealing all laws and parts of laws in conflict with this Act and especially repealing House Bill No. 209, Acts of the Forty-sixth Legislature, and declaring an emergency."

H. B. No. 835, A bill to be entitled "An Act to amend Subsection 8 of Article 199 of the Revised Civil Statutes, and providing an effective date."

H. B. No. 185, A bill to be entitled "An Act validating elections heretofore held, authorizing the issuance of waterworks revenue bonds, and the bonds when issued, approved and registered, under circumstances prescribed herein, providing that the provisions hereof shall not be applicable in instances wherein litigation exists, and declaring an emergency."

H. B. No. 142, A bill to be entitled "An Act providing that persons, firms, or corporations, who operate or conduct hotels, cafes, restaurants, dining cars, or other public eating places, bakeries, and meat markets in this State, shall not work, employ or keep in their employ any person who is infected with or affected by any infectious or contagious disease; and further providing that such persons, firms, or corporations or common carriers, operating or conducting any public eating place heretofore named or operating any bakery, or meat market, public dairy or dairies, of manufacturers of and vendors of candies or manufactured sweets, shall have made a medical inspection of all their employes at intervals of not more than six (6) months, and if such examination discloses the fact that any person in their employment is infected with or affected by any infectious or contagious disease, that such person shall be promptly discharged from such employment; providing it shall be unlawful for manufacturers or vendors of candies and manufactured sweets to consign, sell or furnish in any way said candies and manufactured sweets to individuals for the purpose of resale at their private residences who do not display valid health certificates for each

member of the household and sanitary display show-cases; etc., and declaring an emergency."

H. B. No. 797, A bill to be entitled "An Act creating a Special Road Law for Zapata County, Texas, providing that said County may fund or refund the indebtedness outstanding against its Road and Bridge Fund as of January 1, 1939, setting forth the method of operation; validating the indebtedness proposed to be funded or refunded; validating all acts and proceedings heretofore had by the Commissioners' Court of said County, and officers thereof, in respect to the funding or refunding of said indebtedness; providing this law shall be cumulative of General Laws on the subject of roads and bridges and General Laws on funding or refunding bonds, not in conflict herewith; enacting provisions incident and relating to the subject and purpose of this Act; repealing all laws in conflict, and declaring an emergency."

H. B. No. 800, A bill to be entitled "An Act making it unlawful to hunt, shoot or kill any wild deer and/or wild turkey for a period of three (3) years from and after the effective date of this Act in the Counties of Grimes and Brazos, State of Texas; fixing a penalty; repealing all laws and parts of laws in conflict herewith in so far as they apply to Grimes and Brazos Counties, and declaring an emergency."

H. B. No. 805, A bill to be entitled "An Act repealing H. B. No. 138, Chapter 63, page 1990, Special Laws of the Second Called Session of the Forty-fifth Legislature, 1937, and declaring an emergency."

H. B. No. 817, A bill to be entitled "An Act amending Article 6869, Revised Civil Statutes, 1925, as amended, Acts 1929, Forty-first Legislature, First Called Session, page 283, Chapter 113, Section 1, by adding a new section thereto, to be known as Article 6869b, providing for the number of deputy sheriffs in counties having a population of less than twenty thousand (20,000), according to the last preceding Federal Census, and having a property valuation in excess of One Hundred Million (\$100,000,000) Dollars, according to the approved State and county tax rolls for the preceding year, and declaring an emergency."

H. B. No. 674, A bill to be entitled "An Act providing for compensation of County Auditors in certain counties, and declaring an emergency."

H. B. No. 701, A bill to be entitled "An Act to amend Article 1334, Revised Statutes, 1925, so as to authorize facsimile signatures and seals on stock certificates signed by the transfer agent and registrar, and prescribing the conditions for the use of such facsimiles, and declaring an emergency."

H. B. No. 711, A bill to be entitled "An Act to provide a more adequate and equitable salary of County Superintendents of Public Instruction, and providing that said salary may be fixed by the County Board of Education in all of those counties of the State of Texas coming within the brackets and population figures herein named, and repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 645, A bill to be entitled "An Act amending Article 3112 of the Revised Civil Statutes of the State of Texas of 1925, with reference to filing applications by candidates for district office, repealing all laws in conflict herewith, and declaring an emergency."

H. B. No. 683, A bill to be entitled "An Act defining a Commercial Fisherman; providing for a license for any person, firm or corporation operating as such; providing for the issuance of non-residence licenses; defining the coastal waters over which the State of Texas has jurisdiction; providing for a penalty; providing for the enforcement of this Act, and declaring an emergency and effective date of this Act."

H. B. No. 739, A bill to be entitled "An Act to repeal Chapter 47, H. B. No. 110, Acts, First Called Session of the Forty-third Legislature, pertaining to the use of seines and nets in Red River County, and declaring an emergency."

H. B. No. 744, A bill to be entitled "An Act for the purpose of better preserving the game and fish resources of Calhoun and Jackson Counties by closing certain waters in Calhoun and Jackson Counties to certain types of net fishing and prohibiting the use of the oyster dredge in

certain areas and making legal the operation of the pocket net or drag seine in certain waters; providing a penalty; repealing H. B. No. 232 of the Regular Session of the Forty-fifth Legislature, H. B. No. 67, Acts of the First Called Session of the Forty-fifth Legislature, and Article 937a, Penal Code of the State of Texas, and declaring an emergency."

H. B. No. 783, A bill to be entitled "An Act amending Section 1 of H. B. No. 186, same being Chapter 10, of the Special Laws of the Forty-third Legislature, Regular Session, by declaring the closed season on deer in San Augustine and Sabine Counties for a period of five years from the effective date of this Act and after its passage, and declaring an emergency."

H. B. No. 617, A bill to be entitled "An Act to amend Chapter 83, S. B. No. 179, of the General Laws passed by the Forty-first Legislature of the State of Texas at its Second Called Session, as amended by H. B. No. 291, Chapter 244, of the General Laws, passed by the Forty-fifth Legislature of Texas at its Regular Session by providing in Section 4 of said Act that credit for three (3) hours of military science as provided in an approved senior R.O.T.C. unit may be substituted for three hours of government as specified in the Act, and declaring an emergency."

H. B. No. 484, A bill to be entitled "An Act to amend Article 2687, Revised Civil Statutes of Texas, 1925, as amended by Acts of the Forty-fifth Legislature, 1937, Regular Session, page 644, Chapter 315, Section 1, as amended by Acts of the Forty-fifth Legislature, 1937, Regular Session, page 204, Chapter 108, Section 1, as amended by Acts of the Forty-fifth Legislature, 1937, Regular Session, page 795, Chapter 389, Section 1, by adding a new section to be known as Article 2687e, prescribing the time of meeting of the County Board of School Trustees in counties containing a population of not less than thirty-seven thousand, five hundred (37,500) and not more than thirty-eight thousand, eight hundred (38,800) population, according to the last preceding Federal Census and each succeeding Federal Census; providing for their compensation; providing the fund from which same shall be paid; providing this Act shall be cumula-

tive of all existing laws on this subject but this Act shall apply where in conflict therewith, and declaring an emergency."

H. B. No. 622, A bill to be entitled "An Act amending Section 2, Article 2326e of the Revised Civil Statutes of Texas, 1925, as amended, providing for salaries of reporters in certain counties, etc., and declaring an emergency."

H. B. No. 634, A bill to be entitled "An Act providing for a Rural School Music Supervisor in certain counties, prescribing the duties of said Supervisor, prescribing the method of employing the Supervisor and the matter of fixing and paying salary, and declaring an emergency."

H. B. No. 649, A bill to be entitled "An Act providing for the amount that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census, repealing all laws and parts of laws, General or Special, in conflict herewith, and declaring an emergency."

H. B. No. 657, A bill to be entitled "An Act providing the amount of salaries for the First Assistant to the Tax Assessor and Collector in certain counties; providing for the salaries of Cashiers of such Assessor and Collector; providing for the salaries of all other assistants and deputies to such an officer; repealing all laws in conflict therewith to the extent of the conflict only, and declaring an emergency."

H. B. No. 660, A bill to be entitled "An Act providing the salary of County Superintendents of Public Instruction in certain counties, according to the last preceding Federal Census or any subsequent Federal Census, and according to area in square miles of such counties; repealing all laws and parts of laws in conflict, to the extent of the conflict only, and declaring an emergency."

H. B. No. 594, A bill to be entitled "An Act to amend Chapter 2 of Title 128 of the Revised Civil Statutes of 1925, so as to provide for dividing Water Improvement Districts organized or operating under said Chapter, when such Districts are operating

under contract with the Department of the Interior of the Government of the United States; into districts for the election of directors thereof; and requiring directors thereof to be owners of land subject to taxation in the district from which they are elected; and to provide for the election of such directors by the vote of the qualified electors of the whole irrigation district; and to provide penalties if any person shall fail or refuse to pay the taxes or water charges imposed upon him, or upon his property, and declaring an emergency."

H. B. No. 599, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the County Court of Stephens County, Texas, and to conform the jurisdiction of the District Court of such County to such change; to preserve the jurisdiction and power of the County Court of Stephens County, Texas, over certain final judgments rendered prior to the passage of this Act; to require the County Clerk of such County to transmit all papers in pending civil and criminal cases to the District Court of said County; and to continue in effect the filing date of papers previously filed in the County Court in said pending cases; to fix fees that the District Clerk of such County will be authorized to charge in connection with filing of papers so transmitted to him; to provide for the County Attorney of Stephens County, Texas, to represent the State in misdemeanor cases in the District Court, and to declare an emergency."

H. B. No. 607, A bill to be entitled "An Act amending H. B. No. 72, Chapter 39, page 83, Section 4 of the General and Special Laws of the Forty-second Legislature, First Called Session, 1931; providing for manner of paying salaries for rural school supervisors in Van Zandt County, and declaring an emergency."

H. B. No. 611, A bill to be entitled "An Act creating a Special Road Law for Carson County, Texas, providing that said County may fund or refund the indebtedness outstanding against its Road and Bridge Fund as of January 31, 1939, by the issuance of funding bonds; providing that items of indebtedness as of said date, in the form of scrip, time warrants, or funding warrants, may be included in such funding bond issue; setting forth

the method of issuing such funding bonds; validating all acts of the Commissioners' Court and of the county officials of said County in issuing said scrip or warrants; validating said scrip or warrants; providing that the General Laws pertaining to roads and bridges shall be applicable to said County when not in conflict with the provisions hereof; repealing all laws and parts of laws in conflict herewith; enacting provisions incident and relating to the subject and purpose of this Act, and declaring an emergency."

H. B. No. 613, A bill to be entitled "An Act amending Sections 8 and 21, Chapter 41 of the Acts of the Fortieth Legislature, First Called Session, so as to require physical marks of identification in deaths of non-resident sons, also finger prints of the deceased; and so as to require the State Registrar to enter into an agreement with the Bureau of the Census for the franking privileges, and the blanks furnished by the United States Census Bureau, and that the transcripts made for the United States Census Bureau be made under the direction of the State Registrar, and for the issuance of photostatic copies to service men, their widows and orphans free of cost, and declaring an emergency."

H. B. No. 472, A bill to be entitled "An Act establishing a County Law Library in each county in this State having an area of not less than one thousand, one hundred and thirty (1,130) and not more than one thousand, five hundred (1,500) square miles, and with a population according to the last Federal Census of not less than eleven thousand, three hundred (11,300) and not more than twelve thousand, five hundred (12,500), and whose County Seat is in a city having a population of not less than two thousand, two hundred (2,200) and not more than three thousand (3,000) according to the last Federal Census; providing a fund to be administered by the Commissioners' Court of such counties, and to be raised by collecting One Dollar (\$1.00) as cost in each case filed in the District and County Courts to such counties, except such fee shall not be collected or charged in delinquent tax suits, but shall include all civil and criminal cases filed on the dockets of the respective courts as hereinabove set out, providing how-

ever that the County shall in no event be liable for any cost in any civil or criminal case; providing for a custodian, a librarian and salaries therefor; providing for housing and management; providing this Act shall not affect any other law now in effect with respect to any other County, and declaring an emergency."

H. B. No. 552, A bill to be entitled "An Act conveying the title of the State of Texas to Lot No. 8 in Block No. 38 of the original townsite of Rosenberg, Fort Bend County, Texas, according to the plat of said town, appearing of record in Volume P, pages 146 and 147 of the Deed Records of Fort Bend County, Texas, acquired by the State under tax sale to Mrs. Thelma Moers Forster, to her separate use and benefit, and declaring an emergency."

H. B. No. 527, A bill to be entitled "An Act to provide for a more adequate and equitable salary of County Superintendents of Public Instruction in all counties of the State of Texas having a population of not less than one hundred and ninety-seven thousand (197,000) and not more than one hundred and ninety-eight thousand (198,000); providing for the traveling expenses and/or office expenses for said offices; and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 513, A bill to be entitled "An Act to amend Chapter 17, Special Acts of the First Called Session of the Forty-second Legislature, being S. B. No. 44, permitting the seining of fish during the months of July, August and September of any year in Hunt, Kaufman and Rains Counties, and declaring an emergency."

H. B. No. 558, A bill to be entitled "An Act making an appropriation out of the General Fund of the State of Texas for the Secretary of State for the biennium beginning September 1, 1939, and ending August 31, 1941, for the purpose of compiling, editing, indexing, binding, and distributing the current laws and journals; making same immediately available, and declaring an emergency."

H. B. No. 534, A bill to be entitled "An Act providing for an open season on mourning doves in Ellis county etc., and declaring an emergency."

H. B. No. 648, A bill to be entitled "An Act regarding the trapping, taking and killing of wild fox in Bell County, for a period of two years, providing conditions and exceptions, providing a penalty for the violation of this Act, repealing laws in conflict herewith, and declaring an emergency."

H. B. No. 697, A bill to be entitled "An Act to amend Article 2687, Revised Civil Statutes of Texas, 1925, prescribing the time of meeting of the County Board of School Trustees in counties containing a population of not less than fifth-three thousand, nine hundred and thirty (53,930) and not more than fifty-three thousand, nine hundred and forty (53,940), according to the last preceding United State Census; and providing for their compensation; providing the fund from which same shall be paid; prescribing the nature of certain of said meetings; providing this Act shall be cumulative of all existing laws on this subject but this Act shall apply where in conflict therewith, and declaring an emergency."

H. B. No. 718, A bill to be entitled "An Act to amend Article 3740 of Title 55 of the Revised Civil Statutes of Texas of 1925, relating to notice by publication in the taking of depositions of witnesses in civil cases, and declaring an emergency."

H. B. No. 719, A bill to be entitled "An Act to amend Article 6085 of Title 104 of the Revised Civil Statutes of Texas of 1925, relating to the publication of citation where defendant is unknown, and declaring an emergency."

H. B. No. 720, A bill to be entitled "An Act to amend Article 4595, Title 73 of the Revised Civil Statutes of Texas, 1925, relating to sales to satisfy liens of hotel and boarding house proprietors and innkeepers, and declaring an emergency."

H. B. No. 745, A bill to be entitled "An Act amending Article 7047 (6) of the Acts, First Called Session, 1897; page 49; Acts, 1931, Forty-second Legislature, page 355, Chapter 212, Section 1, and declaring an emergency."

H. B. No. 801, A bill to be entitled "An Act authorizing County Commissioners' Courts in certain counties to

pay employees' salaries while ill or injured, providing payment of such salaries, providing mode and manner of payment of such salaries, providing vacation periods for employees in certain counties, providing number of days of said vacation during any calendar year, providing for full compensation during such vacation, and declaring an emergency."

H. B. No. 266, A bill to be entitled "An Act to amend subdivision 2 of Article 199 of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 128, Acts of the Fortieth Legislature, Regular Session, as amended by Chapter 341, Acts of the Forty-second Legislature, Regular Session; (to change and prescribe the time for holding court in the Second Judicial District of Texas) and the length and duration of the terms of court therein; to conform all writs and processes of said court to such changes and make all writs and processes issued prior to the effective date of this Act and served prior or subsequent to said effective date, returnable to the terms of court in the several counties in said district as herein provided; to provide for the continuing validity of all bonds and recognizances executed and entered into prior to the effective date of this Act; to validate the summoning of grand and petit juries under existing law and render them available under the provisions of this Act; to repeal all laws and parts of laws in conflict herewith; and to provide for the effective date of this Act."

H. B. No. 368, A bill to be entitled "An Act creating a Special Road Law for Robertson County, Texas, providing that said County may fund or refund the indebtedness outstanding against its Road and Bridge Fund as of January 1, 1939, setting forth the method of operation; validating the indebtedness proposed to be funded or refunded; validating all acts and proceedings heretofore had by the Commissioners' Court of said County, and officers thereof, in respect to the funding or refunding of said indebtedness; providing this law shall be cumulative of General Laws on the subject of roads and bridges and General Laws on funding or refunding bonds, not in conflict herewith; enacting provisions incident and relating to the subject and purpose of this Act; repealing all laws in conflict, and declaring an emergency."

H. B. No. 429, A bill to be entitled "An Act to create a more efficient road law for Cameron County, Texas, providing for the cancellation, without the prerequisite of an election, of certain bonds heretofore voted, prescribing the method of accomplishing said cancellation, providing that this law shall take precedence over other laws in conflict herewith, and declaring an emergency."

H. B. No. 438, A bill to be entitled "An Act authorizing the County Judge to employ a stenographer or clerk in any county having a population of not more than ten thousand, four hundred and ninety-nine (10,499), and not less than ten thousand three hundred and ninety-nine (10,399) inhabitants, according to the last preceding census; making salary of same; providing for payment of salary; providing for removal, and declaring an emergency."

H. B. No. 450, A bill to be entitled "An Act to amend Article 5922 of the Revised Civil Statutes of Texas, 1925, with reference to the petition and hearing for the removal of disabilities of minors, and declaring an emergency."

H. B. No. 469, A bill to be entitled "An Act to fix the salary of the Superintendent of Public Instruction in each County in Texas, having a population of not less than 29,750 nor more than 30,025, according to the last Federal Census; repealing all laws and parts of laws in conflict, and declaring an emergency."

H. B. No. 158, A bill to be entitled "An Act to amend Article 3336, Title 54, of the Revised Civil Statutes of the State of Texas, Revision of 1925 as amended, validating the acts of probate courts in certain cases, and declaring an emergency."

H. B. No. 202, A bill to be entitled "An Act to amend Sec. 1 of Art. 2351A of the Revised Civil Statutes, the same being House Bill No. 427, Acts 1937, of the Forty-fifth Legislature, Regular Session, by providing for the addition thereto of counties having not less than 48,500 and not more than 49,000 population."

H. B. No. 230, A bill to be entitled "An Act repealing Chapter 21 of the Laws of the Forty-fourth Legislature, Regular Session, being House Bill No. 874, pages 1185 and 1186 of the Gen-

eral and Special Laws of the Forty-fourth Legislature, Regular Session, and declaring an emergency."

H. B. No. 468, A bill to be entitled "An Act authorizing and empowering the Commissioners' Courts in Counties having a population of less than twenty thousand (20,000), according to the last preceding Federal Census, and a property valuation of more than One Hundred Million (\$100,000,000) Dollars, according to the last approved County Tax Rolls, to enter into contract and agreement with the governing bodies of municipalities within said Counties for the purpose of furnishing fire protection in such Counties outside of the corporate limits of said municipalities and to make appropriations for paying municipalities for such services."

H. B. No. 362, A bill to be entitled "An Act amending House Bill No. 309, being Chapter 53, page 101 of the Acts of the Thirty-eighth Legislature, Regular Session (1927) as amended by Senate Bill No. 520, being Chapter 210, page 499 of the Acts of the Forty-fourth Legislature, Regular Session (1935), and subdivisions 37, 45, 57, and 73 of Article 199, Title 8, Revised Civil Statutes of 1925 as amended, fixing the terms and prescribing the jurisdiction of the District Courts of the 37th, 45th, 57th, and 73rd Judicial Districts, providing for the administration of the business of said Courts, providing for the election of special judges in case of absence, sickness or inability of the regular judges to act and preside in the Civil District Courts of Bexar County, Texas, fixing the effective date of the Act and the date of the expiration of the terms of court then in session, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 408, A bill to be entitled "An Act providing and fixing compensation for County Commissioners in certain counties, and declaring an emergency."

Respectfully submitted,

E. R. LINDLEY, Chief Clerk,
House of Representatives.

House Bills on First Reading

The following bills, received from the House today, were laid before the Senate, read severally first time, and referred to the committees indicated:

H. B. No. 674, to Committee on Counties and County Boundaries.

H. B. No. 660, to Committee on Counties and County Boundaries.

H. B. No. 657, to Committee on Counties and County Boundaries.

H. B. No. 649, to Committee on Counties and County Boundaries.

H. B. No. 634, to Committee on Education.

H. B. No. 622, to Committee on Civil Jurisprudence.

H. B. No. 484, to Committee on Counties and County Boundaries.

H. B. No. 617, to Committee on State Affairs.

H. B. No. 613, to Committee on Public Health.

H. B. No. 611, to Committee on Highways and Motor Traffic.

H. B. No. 800, to Committee on Game and Fish.

H. B. No. 797, to Committee on Highways and Motor Traffic.

H. B. No. 783, to Committee on Game and Fish.

H. B. No. 744, to Committee on Game and Fish.

H. B. No. 739, to Committee on Game and Fish.

H. B. No. 683, to Committee on Game and Fish.

H. B. No. 645, to Committee on Privileges and Elections.

H. B. No. 711, to Committee on Education.

H. B. No. 701, to Committee on Civil Jurisprudence.

H. B. No. 607, to Committee on Counties and County Boundaries.

H. B. No. 599, to Committee on Civil Jurisprudence.

H. B. No. 594, to Committee on Mining, Irrigation and Drainage.

H. B. No. 558, to Committee on Finance.

H. B. No. 513, to Committee on Game and Fish.

H. B. No. 527, to Committee on Counties and County Boundaries.

H. B. No. 552, to Committee on Civil Jurisprudence.

H. B. No. 472, to Committee on Civil Jurisprudence.

H. B. No. 158, to Committee on Civil Jurisprudence.

H. B. No. 450, to Committee on Civil Jurisprudence.

H. B. No. 429, to Committee on Highways and Motor Traffic.
 H. B. No. 368, to Committee on Highways and Motor Traffic.
 H. B. No. 469, to Committee on Counties and County Boundaries.
 H. B. No. 438, to Committee on Civil Jurisprudence.
 H. B. No. 5, to Committee on Civil Jurisprudence.
 H. B. No. 6, to Committee on Counties and County Boundaries.
 H. B. No. 57, to Committee on State Affairs.
 H. B. No. 60, to Committee on Education.
 H. B. No. 80, to Committee on State Affairs.
 H. B. No. 193, to Committee on Highways and Motor Traffic.
 H. B. No. 202, to Committee on Towns and City Corporations.
 H. B. No. 230, to Committee on Highways and Motor Traffic.
 H. B. No. 468, to Committee on State Affairs.
 H. B. No. 362, to Committee on Judicial Districts.
 H. B. No. 408, to Committee on Counties and County Boundaries.
 H. B. No. 742, to Committee on State Departments and Institutions.
 H. B. No. 802, to Committee on Towns and City Corporations.
 H. B. No. 807, to Committee on State Affairs.
 H. B. No. 804, to Committee on Game and Fish.
 H. B. No. 825, to Committee on Counties and County Boundaries.
 H. B. No. 142, to Committee on Public Health.
 H. B. No. 185, to Committee on Civil Jurisprudence.
 H. B. No. 835, to Committee on Judicial Districts.
 H. B. No. 830, to Committee on State Affairs.
 H. B. No. 817, to Committee on Counties and County Boundaries.
 H. B. No. 805, to Committee on Game and Fish.

Message from the House

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,
 Austin, Texas, March 13, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House refused to adopt the following Senate Concurrent Resolution by a viva voce vote:

S. C. R. No. 9, Requesting the Board of Control to make application to the Federal Government for P. W. A. appropriation for construction of schools for delinquent colored girls.

Respectfully submitted,

E. R. LINDLEY,

Chief Clerk, House of Representatives.

Bills and Resolution Signed

The President signed, in the presence of the Senate, after their captions had been read, the following enrolled bills and resolution:

H. B. No. 148, "An Act, regulating the practice of medicine, amending Articles 4500, 4503, 4504, 4505, 4506, and 4507 of Title 71, Chapter 6, Revised Civil Statutes of Texas, and adding Article 4500a thereto; and amending Articles 740 and 742 of Title 12, Chapter 6, of the Penal Code of Texas, and adding Article 742a thereto, as follows: Providing for the granting, refusal, revocation, cancellation and suspension of licenses to practice medicine in this State; providing for the granting and refusing by the State Board of Medical Examiners of applications to take its examinations, and for judicial proceedings upon any such refusal, etc., and declaring an emergency."

H. C. R. No. 57, Recalling S. B. No. 213 from the Senate.

H. B. No. 356, "An Act authorizing the County Judge to employ a stenographer or clerk in any county having a population of not more than seven thousand, seven hundred (7,700) and not less than seven thousand, six hundred eighty (7,680) inhabitants, according to the last preceding census; regulating the salary of same; providing for payment of salary; providing for removal, and declaring an emergency."

Senate Resolution 38

Senator Small, by unanimous consent, offered at this time the following resolution:

Whereas, Mr. Pat O'Keefe, President of the Curtain Club of the University of Texas, is in the Capitol Building and is desirous of extending to the Senate, an invitation to witness dramatic production produced by the Curtain Club of the University of Texas; now, therefore, be it

Resolved, That Mr. O'Keefe be extended the privileges of the floor for the purpose of presenting the invitation.

The resolution was read, and by unanimous consent, it was considered at this time and was adopted.

Accordingly, Mr. Pat O'Keefe was escorted to the President's stand and presented to the Senate by Senator Small.

Mr. O'Keefe then extended to the members of the Senate an invitation to attend a performance of the play "Marco Millions" by the Curtain Club of the University of Texas.

Senate Resolution 39

Senator Hardin, by unanimous consent, offered at this time the following resolution:

Whereas, Mrs. Franklin D. Roosevelt, wife of the President of the United States, will lecture in Waco Hall at Baylor University, Waco, Texas, on Monday night, March 13, 1939, and

Whereas, Everyone in Texas who can possibly hear or meet this distinguished First Lady of America should do so, and

Whereas, Mrs. Roosevelt through her writings and travels has kept in touch with the masses of the people, and through her great personality and leadership she is admired and loved by all, and

Whereas, Tickets for each member of the Senate and his lady have been thoughtfully provided and furnished the Honorable Coke Stevenson, Lieutenant Governor, so that each member of the Senate and his lady have been invited to attend the lecture of Mrs. Roosevelt at Waco Hall, Waco, Texas, Monday night, March 13, therefore, be it

Resolved, That the Senate does accept this invitation; and be it further

Resolved, That all members of the Senate who can avail themselves of the opportunity of hearing and meeting in Waco this distinguished visitor do so and make plans to visit Waco tonight.

The resolution was read; and on motion of Senator Hardin and by unanimous consent, it was considered at this time and was adopted.

Senate Bill 150 on Passage to Engrossment

(Special Order)

The President laid before the Senate as the unfinished special order, on its passage to engrossment (the bill having been read second time on March 1, 1939):

S. B. No. 150, A bill to be entitled "An Act amending Chapter 206 of The Acts of the Regular Session of the Forty-second Legislature, same being H. B. No. 768; creating and providing a uniform budget system for the State, etc., and declaring an emergency."

With amendment by Senator Moffett, striking out all after the enacting clause and substituting therefor the text of a complete bill, and amendment by Senator Moffett to the amendment, and motion by Senator Burns to table the bill, pending.

Question—Shall the amendment to the amendment be adopted?

Senate Bill 319 Re-referred

On motion of Senator Kelley, and by unanimous consent, S. B. No. 319 was re-referred from the Committee on State Affairs to the Committee on Education.

Senate Resolution 40

Senator Pace, by unanimous consent, offered at this time the following resolution:

Whereas, Hon. Walter Woodward, a former member of the Senate, and appointed to be Life Insurance Commissioner of Texas, is now in the Capitol Building; therefore, be it

Resolved, That he and his party be given the privileges of the floor and Senator Woodward be invited to address the Senate.

PACE.

(Signed): Aikin, Beck, Brownlee, Burns, Collie, Cotten, Graves, Hardin, Head, Hill, Isbell, Kelley, Lanning, Lemens, Martin, Metcalfe, Moffett, Moore, Nelson, Redditt, Roberts, Shivers, Small, Spears, Stone of Galveston, Stone of Washington, Sulak, Van Zandt, Weinert, Winfield.

The resolution was read, and by unanimous consent, it was considered at this time and was adopted.

Inauguration of Life Insurance Commissioner

At 11:30 o'clock a. m., the President announced that, pursuant to Senate Resolutions 37 and 40, the Senate would suspend its regular order of business, until the conclusion of the ceremony to inaugurate Hon. Walter C. Woodward as Life Insurance Commissioner of Texas.

Hon. Walter C. Woodward, accompanied by Associate Justice Richard Critz and others, was escorted to the President's stand.

The President presented Senator Penrose B. Metcalfe, who introduced Hon. Walter C. Woodward to the Senate and the assemblage.

Hon. Walter C. Woodward took the constitutional oath of office as Life Insurance Commissioner and Chairman of the State Board of Insurance Commissioners, which was administered by Associate Justice Richard Critz of the Supreme Court and the signing of which by Commissioner Woodward was duly attested by Associate Justice Critz.

Senators Pace, Collie, Small, Redditt, and Shivers were recognized by the President, and they each, in the order named, delivered an oral tribute to the character and ability of Life Insurance Commissioner Woodward.

The President then presented Commissioner Woodward, who addressed the Senate and the assemblage, expressing his appreciation for the honors conferred upon him.

At 12:00 o'clock m., the President announced that the inaugural ceremony had been concluded.

Recess

Senator Collie moved that the Senate recess to 2:00 o'clock p. m. today.

The motion prevailed; and the Senate, accordingly, at 12:00 o'clock m., took recess to 2:00 o'clock p. m. today.

Afternoon Session

The Senate met at 2:00 o'clock p. m., and was called to order by the President.

House Bills on First Reading

The following bills received from the House today, were laid before the Senate, read severally first time, and referred to the committees indicated:

H. B. No. 534, to Committee on Game and Fish.

H. B. No. 648, to Committee on Game and Fish.

H. B. No. 697, to Committee on Education.

H. B. No. 718, to Committee on Civil Jurisprudence.

H. B. No. 719, to Committee on Civil Jurisprudence.

H. B. No. 720, to Committee on Civil Jurisprudence.

H. B. No. 745, to Committee on State Affairs.

H. B. No. 801, to Committee on State Affairs.

H. B. No. 266, to Committee on Judicial Districts.

Senate Bill 150 on Passage to Engrossment

(Special Order)

The Senate resumed consideration of the pending special order, same being S. B. No. 150, providing for a uniform budget system, etc., on its passage to engrossment, with amendment by Senator Moffett, and amendment by Senator Moffett to the amendment, and motion by Senator Burns to table the bill, pending.

Question—Shall the amendment to the amendment be adopted?

Yeas and nays were demanded, and the amendment to the amendment was adopted by the following vote:

Yeas—26

Aikin	Nelson
Beck	Pace
Brownlee	Redditt
Collie	Roberts
Graves	Small
Hardin	Spears
Isbell	Stone
Kelley	of Galveston
Lanning	Stone
Lemens	of Washington
Martin	Sulak
Metcalfe	Van Zandt
Moffett	Weinert
Moore	Winfield

Nays—4

Burns	Head
Cotten	Hill

Absent

Shivers

Question then first recurring on the amendment (as amended), yeas and nays were demanded.

The amendment (as amended) was adopted by the following vote:

Yeas—25

Aikin	Moore
Beck	Pace
Brownlee	Redditt
Collie	Roberts
Graves	Small
Hardin	Stone
Head	of Galveston
Isbell	Stone
Kelley	of Washington
Lanning	Sulak
Lemens	Van Zandt
Martin	Weinert
Metcalfe	Winfield
Moffett	

Nays—5

Burns	Nelson
Cotten	Spears
Hill	

Absent

Shivers

Question next recurring on the motion of Senator Burns to table the bill, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—14

Aikin	Lemens
Burns	Metcalfe
Cotten	Nelson
Graves	Spears
Hardin	Stone
Head	of Galveston
Hill	Sulak
Lanning	

Nays—17

Beck	Redditt
Brownlee	Roberts
Collie	Shivers
Isbell	Small
Kelley	Stone
Martin	of Washington
Moffett	Van Zandt
Moore	Weinert
Pace	Winfield

Senator Hill offered the following amendment to the bill (as amended):

Amend pending S. B. No. 150 as amended by striking out in Section 1a thereof the word "Governor" in line 5 thereof and substituting therefor the words "Board of Control."

Yeas and nays were demanded, and the amendment was lost by the following vote:

Yeas—12

Aikin	Lanning
Burns	Lemens
Cotten	Metcalfe
Hardin	Nelson
Head	Spears
Hill	Sulak

Nays—18

Beck	Roberts
Brownlee	Shivers
Graves	Small
Isbell	Stone
Kelley	of Galveston
Martin	Stone
Moffett	of Washington
Moore	Van Zandt
Pace	Weinert
Redditt	Winfield

Absent

Collie

Senator Moore offered the following amendment to the bill as amended:

Amend S. B. No. 150 by adding thereto a new section to be known as Section 16-B and to read as follows:

"Nothing in this Act shall repeal that portion of any law insofar as such names the budget officer of any town, city, independent school district or county, nor shall this Act repeal that portion of any law providing the time for filing the budget for any city, town, independent school district or county."

The amendment was adopted.

Question then recurring on the engrossment of the bill (as amended), yeas and nays were demanded.

The bill was passed to engrossment by the following vote:

Yeas—19

Beck	Collie
Brownlee	Graves

Isbell	Shivers
Kelley	Small
Martin	Spears
Moffett	Sulak
Moore	Van Zandt
Pace	Weinert
Redditt	Winfield
Roberts	

Nays—11

Aikin	Metcalfe
Burns	Nelson
Cotten	Stone
Hardin	of Galveston
Head	Stone
Hill	of Washington
Lanning	

Absent

Lemens

Motion to Suspend Constitutional Rule

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 150 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—20

Beck	Redditt
Brownlee	Roberts
Collie	Shivers
Graves	Small
Head	Spears
Isbell	Stone
Kelley	of Washington
Martin	Van Zandt
Moffett	Weinert
Moore	Winfield
Pace	

Nays—10

Aikin	Metcalfe
Burns	Nelson
Cotten	Stone
Hardin	of Galveston
Hill	Sulak
Lanning	

Absent

Lemens

Message from the House

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives.
Austin, Texas, March 13, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 20, A bill to be entitled "An Act to be known as the 'State Soil Conservation Act', reciting the legislative determination and declaration of policy; describing the consequence of soil erosion and the depletion of the fertility of the soil; reciting appropriate corrective methods; defining certain words and phrases used in this Act; establishing the State Soil Conservation Board; establishing five (5) State Districts from which members of the State Soil Conservation Board are to be elected; defining the powers and duties of said members acting through and for said State Soil Conservation Board; providing for the establishing of County Soil Conservation Advisory Committees; defining the duties and compensation of the members thereof; providing for the compensation of members of the State Soil Conservation Board; providing for the method by which vacancies on the State Soil Conservation Board shall be filled; providing for the creation of Soil Conservation Districts; providing the manner of selection of the Supervisors of said Soil Conservation Districts; defining the powers, duties, and compensation of said Supervisors acting for and through such Soil Conservation Districts; providing for the removal of Supervisors; providing that vacancies shall be filled by election of Supervisors; providing for a Board of Adjustment of three (3) members and fixing the method of appointment, the term of office, the duties and compensation of Board of Adjustment members; providing for removal of officers under certain conditions and the filling of vacancies; providing that the State Treasurer shall act as the Treasurer for the State Soil Conservation Board; prescribing the duties of the State Treasurer with reference to funds of the Board; providing for a biennial audit and report to be made to the Governor of the State by Soil Conservation Districts; providing for an appropriation to be made for the use of the State Board; providing the proper method of enforcement of

such programs and regulations as may be promulgated by the several Districts described herein; providing method by which Soil Conservation Districts may be discontinued; repealing S. B. No. 227, Regular Session, Forty-fourth Legislature, page 504; providing that H. B. No. 13, Acts of the Forty-second Legislature, Regular Session, and H. B. No. 978, Regular Session, Forty-fourth Legislature, and S. B. No. 386, Acts of the Forty-fifth Legislature, Regular Session, shall be specifically preserved; providing that this Act shall be supplementary and complementary to all present laws, except those specifically repealed by this Act; providing this Act shall not impair nor impinge upon the rights, powers, and functions of certain Districts; providing separability clause, and declaring an emergency."

H. B. No. 670, A bill to be entitled "An Act amending Article 2691a, Revised Civil Statutes of 1925; to provide for a rural school supervisor in counties having a population of forty-six thousand, one hundred, (46,100) to forty-six thousand, two hundred (46,200); repealing all laws in conflict herewith, and declaring an emergency."

Respectfully submitted,

E. R. LINDLEY,
Chief Clerk, House of Representatives.

Bills and Resolutions Signed

The President signed, in the presence of the Senate, after their captions had been read, the following enrolled bills and resolutions:

H. C. R. No. 55, Instructing the Enrolling Clerk of the House to insert the word "may" between the words "and" and "continue" in line 9, page 3, in H. B. No. 341.

H. C. R. No. 56, Authorizing Enrolling Clerk to amend caption of H. B. No. 348 so as to make it conform to the body of the bill.

H. B. No. 341, "An Act relating to the time of holding court in the several counties constituting the Fifty-first Judicial District of Texas, composed of the counties of Tom Green, Irion, Schleicher, Coke and Sterling, fixing the terms for holding court in each county; amending Chapter 367, Acts of the Regular Session of the Forty-second Legislature,

1931; relating to the time of holding court in the several counties constituting the 119th Judicial District of Texas, composed of the counties of Coleman, Concho, Runnels, and Tom Green, fixing the terms for holding court in each county; amending Chapter 349, Acts of the Regular Session of the Forty-fifth Legislature, 1937; repealing all laws in conflict therewith, and declaring an emergency."

H. B. No. 348, "An Act to diminish the civil and criminal jurisprudence of the County Court of Glasscock County, to conform to the jurisdiction of the District Court thereof, and to repeal all laws in conflict herewith, and declaring an emergency."

Reports of Standing Committee

Senator Moore, by unanimous consent, submitted at this time the following report of the Committee on Game and Fish:

Austin, Texas,
March 13, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 800, A bill to be entitled "An Act making it unlawful to hunt, shoot, or kill any wild deer and/or wild turkey for a period of three (3) years from and after the effective date of this Act in the Counties of Grimes and Brazos, State of Texas; fixing a penalty; repealing all laws and parts of laws in conflict herewith in so far as they apply to Grimes and Brazos Counties; and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOORE, Chairman.

Austin, Texas,
March 13, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 805, A bill to be entitled "An Act repealing House Bill 138, Chapter 63, Page 1990, Special Laws of the Second Called Session of the

Forty-fifth Legislature, 1937; and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOORE, Chairman.

Adjournment

Senator Small moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

The motion prevailed; and the Senate, accordingly, at 3:20 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

THIRTY-SIXTH DAY

(Tuesday, March 14, 1939)

The Senate met at 10:00 o'clock, a. m., pursuant to adjournment, and was called to order by President Stevenson.

The roll was called and the following Senators were present:

Aikin	Moore
Beck	Nelson
Brownlee	Pace
Burns	Redditt
Collie	Roberts
Cotten	Shivers
Graves	Small
Hardin	Spears
Head	Stone
Hill	of Galveston
Isbell	Stone
Kelley	of Washington
Lanning	Sulak
Lemens	Van Zandt
Martin	Weinert
Metcalfe	Winfield
Moffett	

A quorum was announced present.

The invocation was offered by the Chaplain.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Senate Bill 150 on Third Reading

The President laid before the Senate, on its third reading and final passage:

S. B. No. 150, A bill to be entitled "An Act amending Chapter 206 of The Acts of the Regular Session of the Forty-second Legislature, same being H. B. No. 768; creating and providing a uniform budget system for the State, etc., and declaring an emergency."

The bill was read third time.

Senator Moffett offered the following amendments to the bill:

(1)

Amend Substitute for Senate Bill 150 by striking out the word "already" which appears between the words "has" and "set" in the first line of the second paragraph of Section 17.

(2)

Amend S. B. No. 150, page 4, line 33 of the printed bill, by striking out the figure "1st" and inserting in lieu thereof the following: "15th".

(3)

Amend S. B. No. 150, page 4, line 3 of the printed bill, by striking out the word "an" and inserting in lieu thereof the following: "a recommended".

The amendments were each adopted by unanimous consent of the Senate.

Senator Spears offered the following amendment to the bill:

Amend Substitute to Senate Bill 150 by adding a new section to be known as Section 16c and reading as follows:

"The terms of Sections 13, 14, 15, and 16c of this bill shall also apply to all counties in this State having a population of not less than 290,000 nor more than 340,000 according to the last preceding Federal Census, and all future Federal Census, save and except that the budget officers for the commissioners' courts in such counties shall consist of the county judge and county auditor, and the commissioners' court shall and is hereby empowered to determine what period of time shall constitute a fiscal year; and the forms to be used for such budget shall be prescribed by said budget officers.

The amendment was adopted unanimously.